

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 17, 2023

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MIKI P.,

Plaintiff,

v.

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

NO: 2:23-CV-13-RMP

ORDER GRANTING PARTIES'
STIPULATED MOTION TO REMAND

BEFORE THE COURT is the parties' Stipulated Motion to Remand pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 8. Plaintiff Miki P.¹ is represented by attorney Christopher H. Dellert. The Commissioner of Social Security is represented by Special Assistant United States Attorney Franco L. Becia.

After consideration, **IT IS HEREBY ORDERED** that the parties' Stipulated Motion for Remand, **ECF No. 8**, is **GRANTED**. Pursuant to the parties' stipulation, the Commissioner's final decision is **reversed and remanded** under sentence four

¹ The Court uses Plaintiff's first name and last initial to protect her privacy.

1 of 42 U.S.C. §405(g) for a new hearing before an administrative law judge (“ALJ”)
2 and a new decision regarding Plaintiff’s applications for disability benefits. *See*
3 ECF No. 8 at 1–2. On remand, the ALJ will take any necessary action to complete
4 the administrative record, offer Plaintiff a de novo hearing, and issue a new decision.
5 *See id.*

6 Upon proper presentation, this Court will consider Plaintiff’s application for
7 costs and attorney’s fees under 28 U.S.C. §§ 1920, 2412(d).

8 **IT IS SO ORDERED.** The District Court Clerk is directed to enter this
9 Order and provide copies to counsel, enter judgment in favor of Plaintiff, and **close**
10 **the file.**

11 **DATED** April 17, 2023.

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13 *s/ Rosanna Malouf Peterson*
14 ROSANNA MALOUF PETERSON
15 Senior United States District Judge
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